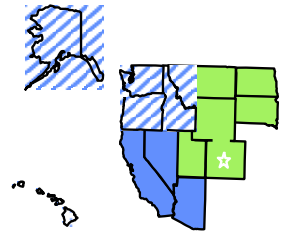




US Army Environmental Center Western Regional Environmental Office REGION 8 – AUGUST 2006 **WESTERN REGION REVIEW**



The WESTERN REGION REVIEW provides current information on significant regulatory & legislative developments, as well as related information affecting DOD activities & operations in the Federal Region 8 area: Colorado, Montana, North Dakota, South Dakota, Utah, & Wyoming. This information is intended for general guidance, and the reader should review the cited source documents for more detailed information to determine the applicability and scope of the referenced legislation and regulations. When used within the framework of ISO14001, this Review can be part of an installation's procedures to satisfy Section 4.3.2 (Legal and other requirements) of ISO14001. Please contact your regional point of contact if any pending rules or laws in this document will have a significant impact on your operations.

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WREO Information About Monthly Reviews

The monthly Western Regional Reviews are available by e-mail distribution. If you would like to receive the Review in electronic format each month, please e-mail: jmiller@rma.army.mil. Write "Subscription" in the subject line and include your name and e-mail address. For general comments, please contact Bob Gurdikian at the Western Regional Environmental Office, U.S. Custom House, 721 19th Street, Room 427, Denver, CO 80202-2500; phone: (303) 844-0952, or fax: (303) 844-0951.

The WREO's mission is to support the Army/DoD through coordination of regional environmental issues and activities. Part of its mission is to provide regional reviews of legislative and regulatory issues relevant to the Army/DoD in the Western Region. The information contained in this review is current as of the 20th day of the previous month.

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FEDERAL AGENCY NEWS & REGULATORY DEVELOPMENTS



ENVIRONMENTAL PROTECTION AGENCY (EPA) INFORMATION

AIR INFORMATION:

STANDARDS OF PERFORMANCE FOR STATIONARY SPARK IGNITION INTERNAL COMBUSTION ENGINES AND NESHP FOR RECIPROCATING INTERNAL COMBUSTION ENGINES – The United States Environmental Protection Agency (EPA) issued corrections to the new source performance standards (NSPS) for stationary spark ignition internal combustion engines and the National Emissions Standards for Hazardous Air Pollutants (NESHP) for Reciprocating Internal Combustion Engines ([71 FR 36394](#)). Corrections were made to Tables 1 and 3, and reprinted Table 4 in its entirety for the proposed rule. For more information, contact Paul Josephson, United States Army Environmental Center (USAEC) at (410) 436-1205.

STANDARDS OF PERFORMANCE FOR STATIONARY COMBUSTION TURBINES – The EPA issued standards of performance for new stationary combustion turbines in 40 CFR Part 60, Subpart KKKK ([71 FR 38481](#)). The standards reflect changes in nitrogen oxides (NOX) emission control technologies and turbine design since standards for these units were originally promulgated in 40 CFR Part 60, Subpart GG. For more information, contact Larry Webber, USAEC, at (410) 436-1213.

RELEASE OF NATIONAL CLEAN DIESEL CAMPAIGN (NCDC) PROGRESS REPORT – The EPA established the National Clean Diesel Campaign (NCDC) to promote diesel emission reductions. The progress report at <http://www.epa.gov/cleandiesel/documents/420r06009.pdf> outlines the positive impact of the program on the reduction of particulate matter (PM), nitrogen oxides (NOx), hydrocarbons (HC) and air toxics. New guidance documents also include "Diesel Retrofits: Quantifying and Using Their Benefits in SIPs and Conformity – Guidance for State and Local Air and Transportation Agencies" at <http://www.epa.gov/otaq/stateresources/transconf/policy/420b06005.pdf> and "EPA's Diesel Retrofit SIP and Conformity Guidance" at <http://www.epa.gov/otaq/stateresources/transconf/policy/420f06034.pdf>.

STANDARDS OF PERFORMANCE FOR STATIONARY COMPRESSION IGNITION INTERNAL COMBUSTION ENGINES – The EPA is promulgating standards of performance for stationary compression ignition internal combustion engines to require all new, modified, and reconstructed stationary sources to reduce emissions of NOX, PM, sulfur dioxide (SO₂), methane hydrocarbons and carbon monoxide (CO). The final rule is effective September 11, 2006. ([71 FR 39153](#)). For more information, contact Paul Josephson, USAEC at (410) 436-1205.

STANDARDS OF PERFORMANCE FOR NEW STATIONARY SOURCES AND EMISSION GUIDELINES FOR EXISTING SOURCES OF OTHER SOLID WASTE INCINERATION UNITS

– The EPA published a final rule entitled, “Standards of Performance for New Stationary Sources and Emission Guidelines for Existing Sources: Other Solid Waste Incineration Units.” Following that final action, the EPA received a petition for reconsideration. The EPA is announcing its reconsideration of and requesting comment on whether sewage and sludge incinerators should be excluded from the other solid waste incineration units rules ([71 FR 36726](#)). For more information, contact Larry Webber, USAEC, at (410) 436-1213.

FEDERAL IMPLEMENTATION PLAN FOR THE BILLINGS/LAUREL, MONTANA SULFUR DIOXIDE AREA – The EPA proposes to promulgate a Federal Implementation Plan (FIP) for SO₂ sources in Billings and Laurel, Montana to assure attainment of the SO₂ national ambient air quality standard (NAAQS) in the Billings/Laurel area ([71 FR 39259](#)). Comments are due September 11, 2006. For more information, contact Paul Josephson, USAEC at (410) 436-1205.

WATER INFORMATION:

STAGE 2 DISINFECTANT BYPRODUCT RULE IMPLEMENTATION GUIDANCE – The EPA has released guidance for the implementation of the Stage2 Disinfectants and Disinfection Byproducts Rule (Stage 2 DBPR). The Stage 2 DBPR applies to public water systems of any size that are community water systems or nontransient noncommunity water systems that add a primary or residual disinfectant other than ultraviolet light or deliver water that has been treated with a primary or residual disinfectant other than ultraviolet light. For more information, contact Misha Turner, USAEC, at (410) 436-1203. The guidance document is available at http://www.epa.gov/safewater/disinfection/stage2/pdfs/guide_stage2_implementationmanual_drift.pdf. The appendices are available at http://www.epa.gov/safewater/disinfection/stage2/pdfs/guide_stage2_implementationmanual_drift.pdf.

LONG TERM 2 ENHANCED SURFACE WATER TREATMENT RULE – The EPA has released quick reference guides and fact sheets to the Long Term 2 Enhanced Surface Water Treatment Rule (LT2 Rule). These documents provide a straightforward description of the rule, critical deadlines and requirements for drinking water systems, and information on monitoring requirements. The EPA will release new guidance documents as drafts for public comment. For more information, contact Misha Turner, USAEC, at (410) 436-1203. The reference guides can be found at <http://www.epa.gov/safewater/publicoutreach/quickreferenceguides.html>. The fact sheets include

- LT2ESWTR Source Water Monitoring for Systems Serving At Least 10,000 People at http://www.epa.gov/safewater/disinfection/lt2/pdfs/fs_sw_monitoring_fs_sch_1-3_final.pdf;
- LT2ESWTR Source Water Monitoring for Systems Serving Less Than 10,000 People at http://www.epa.gov/safewater/disinfection/lt2/pdfs/fs_sw_monitoring_fs_sch_4_final.pdf;
- LT2ESWTR Data Collection and Tracking System at http://www.epa.gov/safewater/disinfection/lt2/pdfs/fs_lt2_dcts_factsheet_final.pdf; and
- LT2ESWTR Laboratory at http://www.epa.gov/safewater/disinfection/lt2/pdfs/fs_lt2_lab_2-page_factsheet_final.pdf.

NATIONAL PRIMARY DRINKING WATER REGULATIONS FOR LEAD AND COPPER: SHORT-TERM REGULATORY REVISIONS AND CLARIFICATIONS – The EPA has released proposed revisions that would tighten the lead portions of the lead-and-copper rule (LCR) for drinking water by requiring additional operator responsibilities. The proposed changes do not

affect the basic requirements of the LCR, or the lead or copper maximum contaminant level goals, or action levels. For more information, contact Misha Turner, USAEC, at (410) 436-1203. http://www.epa.gov/safewater/lcrmr/pdfs/pre_lcrmr_2006revision.pdf

WASTE INFORMATION:

MERCURY SWITCHES IN MOTOR VEHICLES – The EPA is proposing a significant new use rule for elemental mercury used in certain motor vehicles that contain convenience light switches, anti-lock braking system switches, and active ride control system switches ([71 FR 39035](#)). EPA feels this rule is necessary because use and disposal of mercury switches may produce significant changes in human and environmental exposure to mercury. Comments are due by September 11, 2006. For more information contact Mike Eck, USAEC, at (410) 436-7068.

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OTHER FEDERAL INFORMATION

US CLIMATE CHANGE SCIENCE PROGRAM SYNTHESIS AND ASSESSMENT PRODUCT PROSPECTUS – The National Oceanic and Atmospheric Administration (NOAA) announced the availability of the draft Prospectus for “The Effects of Climate Change on Agriculture, Biodiversity, Land, and Water Resources”. Comments are due by July 21, 2006. The draft prospectus is available at <http://www.climatescience.gov/Library/sap/sap4-3/default.htm>.

US CLIMATE CHANGE SCIENCE PROGRAM SYNTHESIS AND ASSESSMENT PRODUCT 2.1 – The NOAA announced the availability of the Synthesis and Assessment Draft Product 2.1 addressing: "Scenarios of Greenhouse Gas Emissions and Atmospheric Concentrations and Review of Integrated Scenario Development and Application." Comments are due by August 10, 2006. The draft report is posted at <http://www.climatescience.gov/Library/sap/sap2-1/default.htm>.

ALTERNATIVE FUEL TRANSPORTATION PROGRAM – The United States Department of Energy has released a proposed rule to implement Section 514 of the Energy Policy Act which allows states and alternative fuel providers to petition for a waiver of the alternative fueled vehicle acquisition requirements in 10 CFR Part 490 ([71 FR 36034](#)). Comments are due August 7, 2006.



UPCOMING CONFERENCES, SYMPOSIUMS AND TRAINING ANNOUNCEMENTS

| EVENT | DATE | LOCATION | DETAILS |
|--|-------------------------------|----------------------|---|
| EPA Training Courses | Multiple Dates | Multiple Sites | The EPA continually offers regional and national training opportunities on a variety of subjects. www.trainex.org |
| Integrated Training Area Management Workshop | August 7-10, 2006 | Manhattan, KS | The theme for this year's Workshop is "Sustaining Army Training in the Nation's Heartland". https://srp.army.mil/ITAM/Workshop/UpcomingWorkshop.aspx?Areald=5 |
| Introduction to Cultural Resources Management | August 15 – 17, 2006 | New London, CT | This course provides an integrated overview of all pertinent laws and regulations needed to understand and fulfill cultural resource management responsibilities. For more information, please visit https://www.cecos.navy.mil/showcourse.cfm?CourseID=25 . |
| Health Risk Communication Workshops | August 22-24, 2006 | Colorado Springs, CO | The Risk Communication Training Program prepares defense agencies, uniformed services, and veteran services personnel to interact better with both internal and external audiences in sensitive and challenging situations related to encroachment, sustainability, environmental, and other topics. http://chppm-www.apgea.army.mil/risk |
| Air Innovations Conference | September 6-8, 2006 | Denver, CO | Sponsored by EPA and the Department of Energy, this conference provides the latest information on new and innovative technologies to achieve clean air goals. http://www.cleanairinfo.com/airinnovations/ |
| 2006 Annual Meeting of the Association of Fish and Wildlife Agencies | September 17-22, 2006 | Aspen, CO | Share in accomplishments and develop new proactive strategies for wildlife in the 21 st century. www.iafwa.org/annualmeet.html |
| Groundwater Resources Association 15th Annual Meeting | September 21-22, 2006 | San Diego, CA | The meeting will focus on assessment, use and management of groundwater in areas of limited supply. www.grac.org/annualmeeting06.asp |
| East Valley Water District Water Quality/Regulatory Conference | October 11-13, 2006 | Ontario, CA | Conference will include tracks such as water quality regulations, perchlorate, legal issues, and disinfection by-products. www.eastvalley.org/wqc06/wqc06_callPapers.shtml |
| National Land Conservation Conference | October 12-15, 2006 | Nashville, TN | Learn about the latest legislation that will change land conservation practices. www.lta.org/training/rally.htm |
| National Preservation Conference | October 31 – November 5, 2006 | Pittsburgh, PA | This year's conference will focus on the combined goals of green building and historic preservation advocacy. www.nthpconferenc.org |
| American Farmland Trust's National Conference | November 13-15, 2006 | Newark, DE | This year's theme is "Farming on the Edge: The Next Generation" and will bring together diverse leaders with a focus on protecting working lands and planning for their future. Participants and presenters will share information and to achieve a healthy balance among sustainable agriculture and sustainable development, farmland protection and environmental quality. www.farmland.org/news/events/2006conference/default.asp |
| Partners in Environmental Technology Technical Symposium & Workshop | November 28-30, 2006 | Washington, DC | This event will provide attendees concurrent technical sessions covering the latest in environmental research results and technical innovations. www.serdp.org/Symposium/index.cfm |

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STATE REGULATORY DEVELOPMENTS, LEGISLATION, AND NEWS



COLORADO

REGULATORY DEVELOPMENTS & OTHER STATE INFORMATION

AIR INFORMATION:

AMENDMENTS TO THE NEW SOURCE PERFORMANCE STANDARDS AND PARTICULATE, SMOKES, CARBON MONOXIDE AND SULFUR OXIDES REGULATIONS –

The Colorado Department of Public Health and Environment (CDPHE) is discussing amendments to Regulation 1, Particulates, Smokes, Carbon Monoxide and Sulfur Oxides, and Regulation 6, Standards of Performance for New Stationary Sources. The Air Quality Control Commission will hold a public hearing on September 21, 2006 to consider adoption of the amendments. Comments are due September 6, 2006. For more information, contact Melanie Loyzim at (303) 692-3221. Public hearing information is available at <http://www.cdphe.state.co.us/op/aqcc/aqccdown/reg6noticesept.pdf>.

REVISIONS TO THE COMMON PROVISIONS REGULATION AND REGULATION 3 – The CDPHE is proposing to revise the Common Provisions Regulation and Regulation 3, Stationary Source Permitting and Air Pollutant Emission Notice Requirements, to align with EPA changes to the definition of tertiary butyl acetate (T-butyl). The changes would treat T-butyl as a volatile organic compound (VOC) for only certain purposes, and add it as a non-criteria reportable pollutant in Regulation 3, Part A Appendix B. A public hearing will be held August 17, 2006. For more information, contact Melanie Loyzim at (303) 692-3147. The proposed revisions are available at

http://www.dora.state.co.us/pls/real/SB121.Download_file?p_file=F3063/Reg%203%20and%20Com%20Prov%2007_20_06-rev.doc.

WATER INFORMATION:

TRIENNIAL REVIEW FOR REVISIONS TO THE SAN JUAN, DOLORES, AND GUNNISON RIVER BASINS –

The Water Quality Control Commission (WQCC) is considering revisions to the water quality classifications and numeric standards of the San Juan, Dolores, and Gunnison River Basins (Regulations 34 and 35). The WQCC preliminarily approved the revisions at a hearing held on June 12, 2006. They will be considered for final adoption of August 14, 2006. For more information, contact Diana Glaser at (303) 692-3469.

2006 303(D) LIST – The CDPHE has adopted the 2006 303(d) list. The list was submitted to the EPA for final approval on March 21, 2006. On April 12, 2006, the EPA approved 119 waterbodies designated by the state. However, EPA determined that the Bear Creek water body did not meet applicable water quality standards. Therefore, the State's decision not to include the waterbody on the list was disapproved. On April 25 2006, the EPA released its proposed addition of Bear Creek to the 2006 303(d) list for public comment. The WQCC submitted a letter to EPA stating its disagreement with the proposed addition of Bear Creek to

the list. For more information, contact Phil Hegeman at (303) 692-3500. The adopted lists are available at

<http://www.cdphe.state.co.us/op/regs/waterregs/100293wqlimitedsegmdls.pdf> and
<http://www.cdphe.state.co.us/op/regs/waterregs/100294wqccmonitoringevaluationlist.pdf>.

REVISIONS TO THE WATER QUALITY STANDARDS FOR WETLANDS ADJACENT TO THE BIG THOMPSON RIVER

– The WQCC is proposing modifications to the water quality standards for wetlands adjacent to the Big Thompson River. A conference was scheduled for June 27, 2006, but was cancelled. The WQCC will hold a public hearing on August 14, 2006 to consider the adoption of the proposed modifications. For more information, contact Diana Glaser at (303) 692-3469. The rulemaking Web site is available at
http://www.dora.state.co.us/pls/real/SB121_Web.Show_Rule?p_rule_id=1716.

TRIENNIAL REVIEW OF THE CHERRY CREEK RESERVOIR CONTROL REGULATION

– The WQCC is discussing potential revisions to the Cherry Creek Reservoir Control Regulation. The WQCC has not identified any specific sections of the regulation needing revision, rather, the triennial review process is an opportunity for stakeholders and the WQCC to discuss any sections of the regulation that may require revision. The WQCC will hold a public hearing on August 14, 2006 to discuss the existing regulation and accept comments on proposed regulatory changes. For more information, contact Diana Glaser at (303) 692-3469.

ADOPTION OF 2005 UPDATES TO THE NORTH FRONT RANGE WATER QUALITY MANAGEMENT PLAN (208 PLAN)

– The WQCC is proposing to adopt the 2005 updates to the Areawide Water Quality Management Plan (208 Plan) for Larimer and Weld Counties. The updates to the plan would revise the Utility Plan Policy and Site Location and Design Approval Review Policy as well as the designated service area boundaries. For more information, contact Diana Glaser at (303) 692-3469. The proposed updates to the 208 plan are available at <http://www.nfrwqpa.org/awqmp.shtml>.

RULES GOVERNING THE ARKANSAS RIVER WATER BANK PROGRAM – The Colorado Department of Natural Resources (DNR) is proposing to adopt rules addressing the Arkansas River Water Bank Program. Specifically, the rules would apply to the establishment and operation of a water bank for owners of stored water in the Arkansas River Basin and its tributaries. The DNR will hold a public hearing on September 20, 2006 to consider adoption of the development rules. For more information, contact Joseph Grantham at (303) 866-8288. The proposed rules are available at

http://www.dora.state.co.us/pls/real/SB121.Download_file?p_file=F25939/submitted%20propd%20rule.doc.

RULES OF PROCEDURE FOR ALL HEARINGS BEFORE THE COMMISSION

– The Colorado Groundwater Commission (GC) is proposing amendments to its practice and procedure rules. These changes are administrative in nature and govern the procedures used by parties appearing before the GC. The GC will hold a public hearing on August 18, 2006 to consider adoption of the amendments. For more information, contact Joseph Grantham at (303) 866-8288. The proposed rule is available at

http://www.dora.state.co.us/pls/real/SB121.Download_file?p_file=F24741/SUBM.

WASTE INFORMATION:

None.

LEGISLATIVE DEVELOPMENTS

The 2006 legislative session began on January 11, 2006 and ended on May 10, 2006. For information on the legislative session, link: <http://www.leg.state.co.us/>.

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MONTANA

REGULATORY DEVELOPMENTS & OTHER STATE INFORMATION

AIR INFORMATION:

PARTICIPATION IN SECTION 308 OF THE REGIONAL HAZE RULE – The Montana Department of Environmental Quality (DEQ) was discussing Montana's participation in the federal Regional Haze Rule. On June 20, 2006, the DEQ announced that it would return administration of the Regional Haze Rule to EPA, citing staffing shortages. For more information, contact Robert Habeck at (406) 444-7305.

GLOBAL CLIMATE CHANGE ADVISORY COMMITTEE – The DEQ is discussing the development of a Global Climate Change Advisory Committee. The goal of the Committee is to establish ways for Montana to reduce its emissions of greenhouse gases beginning in 2007. The first meeting was held on July 13, 2006. For more information, contact Robert Habeck at (406) 444-7305.

REVISIONS TO THE ASBESTOS REGULATIONS – The DEQ has revised its asbestos regulations. The regulations: incorporate by reference the National Institute of Occupational Safety and Health (NIOSH) Manual of Analytical Methods and the Montana Asbestos Work Practices and Procedures Manual; add new Rule III defining relevant asbestos terms; add new Rule IV, Asbestos Project Requirements; add new Rule V, Inspection of Demolition and Renovation Activities; add new Rule VI, Asbestos Project Permits; add new Rule VII, Asbestos Project Control Measures; and add new Rule VIII, Clearing Asbestos Projects. The revisions also include requirements for accreditation for asbestos-related occupations. The DEQ adopted the regulations on June 12, 2006. For more information, contact Bob Martin at (406) 444-4194. <http://www.deq.state.mt.us/dir/legal/Notices/17-242adp.pdf>

WATER INFORMATION:

None.

WASTE INFORMATION:

None.

OTHER INFORMATION:

AMENDMENTS TO THE PETROLEUM STORAGE TANK MANAGEMENT AND OPERATION REQUIREMENTS – The DEQ has revised the petroleum storage tank rules to clarify that claims made by an owner/operator may be suspended if the owner/operator falls out of compliance, and that such claims may be reinstated when the owner/operator returns to compliance. The proposed revisions have been adopted as proposed. For more information, contact Terry Wadsworth at (406) 841-9052. The revisions are available at <http://deq.mt.gov/dir/legal/Notices/17-247pro.pdf>. The rule making Web site is available at <http://sos.mt.gov/arm/register/archives/MAR2006/MAR06-13.pdf>.

LEGISLATIVE DEVELOPMENTS

There is no 2006 regular legislative session. For information on the 2005 legislative session, link:
<http://www.leg.state.mt.us>.

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NORTH DAKOTA

REGULATORY DEVELOPMENTS & OTHER STATE INFORMATION

AIR INFORMATION:

None.

WATER INFORMATION:

None.

WASTE INFORMATION:

None.

LEGISLATIVE DEVELOPMENTS

There is no 2006 regular legislative session. For information on the 2005 legislative session, link: <http://www.state.nd.us/lr/>.

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SOUTH DAKOTA

REGULATORY DEVELOPMENTS & OTHER STATE INFORMATION

AIR INFORMATION:

ADOPTION OF THE CLEAN AIR MERCURY RULE – The South Dakota Department of Environment and Natural Resources (DENR) is proposing to adopt rules implementing the federal Clean Air Mercury Rule (CAMR). The proposed rules would adopt the model federal cap and trade program in order to maintain state equivalency with federal air quality requirements. CAMR is applicable only to coal-fired electrical generating facilities. The DENR held a public hearing to accept public comments on the proposed rule on July 20, 2006. For more information, contact Kyrik Rombough at (605) 773-3151. The proposed rule is available at <http://www.state.sd.us/denr/DES/AirQuality/aqnews/Mercury%20Draft%20Rule%20PN.pdf>.

REVISIONS TO THE PREVENTION OF SIGNIFICANT DETERIORATION (PSD) PROGRAM – The DENR is proposing revisions to the prevention of significant deterioration (PSD) permitting program that would allow the DENR to operate under a state implementation plan (SIP) instead of as a delegated program. The DENR approved the revisions on July 20, 2006. They will be presented to the Interim Rules Legislative Committee in August. For more information, contact Kyrik Rombough at (605) 773-3151. The proposed rule is available at <http://www.state.sd.us/denr/DES/AirQuality/aqnews/PSD%20SIP%20revisions0>

WATER INFORMATION:

None.

WASTE INFORMATION:

None.

LEGISLATIVE DEVELOPMENTS

The 2006 legislative session began on January 10, 2006 and ended March 20, 2006. For information on the legislative session, link: <http://legis.state.sd.us/index.cfm>.

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UTAH

REGULATORY DEVELOPMENTS & OTHER STATE INFORMATION

AIR INFORMATION:

NEW SOURCE REVIEW – The Utah Department of Environmental Quality (DEQ) has adopted amendments to the state New Source Review rules to reflect changes made to the federal permit program. For more information, contact Jan Miller, at (801) 536-4042. These amendments are available at

<http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/nsr/2DARR307-101-2.pdf>;

<http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/nsr/cprR307-110.pdf>;

<http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/nsr/2DARr307-325.pdf>;

<http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/nsr/cprdarR307-401.pdf>;

<http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/nsr/cprdarR307-405.pdf>;

<http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/nsr/CPRDARR307-410.pdf>; and

<http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/nsr/2DARR307-413.pdf>.

AMENDMENTS TO THE ASBESTOS DEMOLITION AND RENOVATION NOTIFICATION

REQUIREMENTS – The DEQ has adopted amendments to asbestos demolition and renovation notice requirements. The revisions enable individuals conducting asbestos demolition or renovation to notify the DEQ Air Quality Division of the work via an electronic notification system in addition to the pre-existing permitted notice delivery methods. For more information, contact Jan Miller, at (801) 536-4042. Notice of the final rule is available at

<http://rules.utah.gov/publicat/bulletin/2006/20060301/28502.htm>.

EXEMPTIONS FROM THE TITLE V OPERATING PERMIT PROGRAM FOR FIVE AREA

SOURCES – The DEQ is proposing to amend R307-415-4, Applicability of Operating Permit Requirements, to exempt five area sources from the Title V permitting program because they are regulated under separate Clean Air Act requirements. Specifically, the revisions would exempt dry cleaning facilities; hard and decorative chromium electroplating and chromium anodizing tanks; halogenated solvent cleaning using ethylene oxide; halogenated solvent cleaning; and secondary aluminum production. The amendments are currently anticipated to be adopted August 9, 2006. For more information, contact Jan Miller at (801) 536-4042. The notice of the proposed rulemaking is available at http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/pdf-files/R307-415/DAR_R307-415.pdf.

WATER INFORMATION:

ONSITE WASTEWATER SYSTEMS – The DEQ has adopted amendments to R317-4, Onsite Wastewater Systems. The DEQ repealed the existing "alternative" methods and replaced them with new, clearer methodologies that will better delineate responsibilities between the Department and local and state health agencies. The rule was approved and took effect on May 19, 2006. For more information, contact Kiran Bhayani at (801) 538-6080. The rule text is available at http://waterquality.utah.gov/Rules/R317-4_text_6-6-05.pdf.

WASTE INFORMATION:

None.

OTHER INFORMATION:

MERCURY WORK GROUP – The DEQ has convened a mercury work group to discuss the status of mercury in the state. The group's primary objectives are to: provide the citizens of Utah with current, accurate and understandable information on the human and ecological concerns posed by mercury; develop an ongoing systematic, logical, and defensible mercury monitoring program to assess mercury levels in fish and waterfowl tissue; share technical information, data, and results of any investigations on mercury; coordinate and collaborate efforts by private and public entities in researching mercury issues in Utah in order to most effectively utilize the limited resources available; and provide the citizens of Utah with access to mercury data, advisories, and information via websites, printed materials, and contact information for public health officials. Specific goals may be released at a meeting to be held in September 2006. For more information, contact John Whitehead at (801) 538-6053 or go to the Mercury Group Web site at <http://www.deq.utah.gov/Issues/Mercury/workgroup.htm>.

AMENDMENTS TO THE CORRECTIVE ACTION CLEANUP STANDARDS POLICY FOR UNDERGROUND STORAGE TANKS AND CERCLA SITES – The DEQ has adopted amendments that replace cleanup standards with actual numeric values, clarify requirements to receive a "No Further Action Determination," and allow the Solid and Hazardous Waste Control Board to establish alternative cleanup values. For more information, contact Gary Astin at (801) 536-4103. The final regulations are available at <http://rules.utah.gov/publicat/code/r311/r311-211.htm>.

IMPLEMENTATION OF THE WILDLIFE SPECIES OF CONCERN AND HABITAT DESIGNATION ADVISORY COMMITTEE – The Utah Department of Natural Resources (DNR) is proposing the adoption of regulations implementing the Wildlife Species of Concern and Habitat Designation Advisory Committee. The DNR accepted comments on the proposed amendments through July 31, 2006. For more information, contact Robin Thomas at (801) 538-4707.

LEGISLATIVE DEVELOPMENTS

The 2006 legislative session began on January 16, 2006 and ended on March 1, 2006. For information on the legislative session, link: <http://www.le.state.ut.us/>.

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WYOMING

REGULATORY DEVELOPMENTS & OTHER STATE INFORMATION

AIR INFORMATION:

None.

WATER INFORMATION:

AMENDMENTS TO WYOMING SURFACE WATER STANDARDS – The Wyoming DEQ is amending its water quality standards as part of the State's triennial review. The amendments concern maximum contaminant levels for drinking water, and include a proposed revision to the Agricultural Use Protection Policy. The Water and Waste Advisory Board held a hearing on August 2, 2006 to accept oral public testimony on the revisions. For more information, contact Bill DiRienzo at (307) 777-7081. The draft revisions are available at http://deq.state.wy.us/wqd/watershed/surfacestandards/Downloads/Triennial/Chap_1_3rd.pdf and http://deq.state.wy.us/wqd/events/ADV_BD/Adv_Bd_08_02_06/AG_POLICY_5TH_DRAFT.pdf.

WASTE INFORMATION:

None.

LEGISLATIVE DEVELOPMENTS

The 2006 legislative session began on February 13, 2006 and ended March 10, 2006. For information on the legislative session, link: <http://legisweb.state.wy.us>.

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